

AMENDED IN ASSEMBLY JANUARY 13, 2012

AMENDED IN ASSEMBLY JANUARY 4, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

**No. 482**

---

**Introduced by Assembly Member Williams**

February 15, 2011

---

An act to add Section 20751.2 to the Public Contract Code, relating to public contracts, *and declaring the urgency thereof, to take effect immediately.*

### LEGISLATIVE COUNSEL'S DIGEST

AB 482, as amended, Williams. Ventura Port District: dredging contracts.

Existing law governing contracts for port districts requires that contracts for new construction work exceeding \$10,000, or the purchase of supplies exceeding \$25,000, or projects involving building maintenance and improvements exceeding \$10,000, be let by the board of the port district by competitive bidding, in accordance with specified procedures.

This bill would authorize the Ventura Port District to contract for the performance of dredging work within district boundaries without competitive bidding, provided that both the dredging contractor has been selected through a competitive bidding process for a federal dredging project then underway in the County of Ventura and the board of the Ventura Port District makes certain findings regarding cost savings.

This bill would make legislative findings and declarations as to the necessity of a special statute for the Ventura Port District.

*This bill would declare that it is to take effect immediately as an urgency statute.*

Vote: ~~majority~~<sup>2/3</sup>. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 20751.2 is added to the Public Contract  
2 Code, to read:

3 20751.2. Notwithstanding Section 20751, the board of the  
4 Ventura Port District may award a contract for the performance  
5 of dredging work within the district's boundaries without  
6 competitive bidding, provided that both of the following apply:

7 (a) The dredging contractor was selected through a federal  
8 competitive bidding process for a federal dredging project then  
9 underway in the County of Ventura.

10 (b) The board ~~finds~~ *makes written findings*, based on substantial  
11 evidence in the record, that the contract awarded pursuant to this  
12 section is likely to cost less than a contract awarded pursuant to  
13 Section 20751.

14 SEC. 2. The Legislature finds and declares that a special law  
15 is necessary and that a general law cannot be made applicable  
16 within the meaning of Section 16 of Article IV of the California  
17 Constitution because of the unique existence of an existing federal  
18 competitive bidding process for federal dredging projects in the  
19 County of Ventura, which may be utilized for preselecting dredging  
20 contractors for dredging work within the Ventura Port District.

21 SEC. 3. *This act is an urgency statute necessary for the*  
22 *immediate preservation of the public peace, health, or safety within*  
23 *the meaning of Article IV of the Constitution and shall go into*  
24 *immediate effect. The facts constituting the necessity are:*

25 *In order to allow the Ventura Port District dredging projects to*  
26 *utilize contractors as soon as possible that have been selected*  
27 *through a competitive bidding process for a federal dredging*  
28 *project in the County of Ventura, it is necessary that this act take*  
29 *effect immediately.*